IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL

Writ Petition No. 370 of 2006 (M/B)

1. Ram Chandra s/o Late Sri Ghasita Ram
2. Chaman Devi w/o Ram Chandra
3. Sunita Devi w/o Sanjay Mohan
   R/o 62 Mohalla Sayyeed Dehradun,
   District Dehradun ……. Petitioners

Versus

1. State of Uttaranchal
   through S. S. P., Nainital.
2. Judicial Magistrate Haldwani,
   Nainital.
3. S.H.O., P.S. Kotwali, Haldwani,
   Nainital.
4. Smt. Savita Singh w/o Sri Sunil Kumar
   C/o Bhoop Singh presently residing at
   Ramji Vihar Dahriya, Post Manpur west,
   Haldwani, Nainital ……. Respondents

……..

Sri Piyush Garg, Advocate for the petitioners.
Sri. H.C. Pande, Addl. Government Advocate for the respondents 1 to 3.
None for respondent no. 4.

JUDGMENT

Coram: Hon'ble Rajeev Gupta, C.J.
Hon'ble Prafulla C. Pant, J.

RAJEEV GUPTA, C. J. (Oral)

Sri Piyush Garg, Advocate for the petitioners.

Sri. H.C. Pande, Addl. Govt. Advocate for the respondents 1 to 3.

None for respondent no. 4.

2. Sri Pande, the learned Additional Government Advocate submits that the writ petition filed by petitioners Ram Chandra, Chaman Devi and Sunita Devi seeking quashing of the First Information Report and the case registered against them now has become infructuous as the police after the completion of the investigation though did not find any case worth filing charge-sheet against petitioner no.3 Sunita Devi, but

charge-sheet has been filed against petitioner no. 1 Ram Chandra and petitioner no. 2 Chaman Devi before the concerning Court.

2. In this view of the matter, the writ petition is dismissed as infructuous.

3. Consequently, the interim order dated 31.03.2006 stands vacated automatically.

4. With the above order CLMA No. 3776 of 2006 also stands disposed of.

(Prafulla C. Pant, J.) **(Rajeev Gupta, C. J.)**

05.07.2006 05.07.2006

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